IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 326 (SS) OF 2006

Ishwar Singh,
S/o Shri Krapal Singh,
R/o Village-Majari, Development Block-Khanpur,
District-Haridwar. .....Petitioner.

Versus

1. State of Uttaranchal, through Secretary (Basic) Education, Dehradun.
2. Zila Basic Shiksha Adhikari, Haridwar, District Haridwar.
3. Block Development Education Officer, Block-Khanpur, Tehsil-Laksar, District-Haridwar.

.....Respondents.

Mr. Lok Pal Singh, Advocate for the petitioner.
Learned Standing Counsel for the State.

Dated: 08.03.2006

Hon'ble Rajesh Tandon, J.

By the present writ petition, the petitioner has prayed for a writ of Mandamus commanding/directing the respondents to consider the case of the petitioner for appointment on the post of Shiksha Mitra in Village-Majari, Village Panchayat Goverdhanpur, Tehsil-Laksar, District-Haridwar in pursuance of Govt. Notification dated 27.02.2006 contained as Anneuxre No. 7.

Briefly stated, vide letter dated 26.08.2005, the respondents invited application for appointment of Shiksha Mitra in Primary School known as Vidhya Kendra run under the Education Granting Scheme.

Petitioner has submitted that there was no Primary School in Village Majari, Block Khanpur, Tehsil-Laksar, District-Haridwar. The Govt. of Uttaranchal started Vidhya

Kendra (Education center) under The Education Granting Scheme run under the scheme of District Primary Education Programme and the petitioner was selected to run a Vidhya Kendra under the Education Granting Scheme on the post of Acharya Vidhay Kendra at Village-Majari, Block-Khanpur, Tehsil- Laksar, District-Haridwar.

The petitioner has submitted that in Village Majari, Block – Khanpur, Tehsil – Laksar, District Haridwar, there is no. B.Ed/L.T. qualification holder available.

Petitioner has submitted that he has passed High School Examination with second division from Gurukul Mahavidhyalaya Haridwar and Intermediate with second division and B.A. from Choudhary Charan Singh University, Meerut with second division and he is fully eligible for appointment on the post of Shiksha Mitra in Village-Majari, Block-Khanpur, Tehsil-Laksar, District Haridwar.

It has also been submitted that the petitioner has undergone training under the District Education and Training Institute, Roorkee (Haridwar) for the period from 25.03.2001 to 08.04.2001 and from 01.05.2001 to 15.05.2001 for teaching in Primary School and has also obtained training certificate from District Education and Training Insititute, Roorkee (Haridwar) from 12.06.2003 to 26.06.2003.

For appointment on the post of Shiksha Mitra in Village-Majari, Block- Khanpur, Tehsil-Laksar, District-Haridwar, the petitioner has moved an application against the vacancy mentioned in Circular dated 26.08.2005. The name of the petitioner was sent by the village Shiksha Samiti, Village Panchayat Gordhanpur for appointment on the post of Shiksha Mitra in Village-Majari, Village Panchayat Gordhanpur, Tehsil-Laksar, District-Haridwar.

Learned counsel for the petitioner has submitted that the Govt. of Uttaranchal issued a notification dated 27.02.2006 to give preference to Shiksha Achayara for appointment of Shiksha Mitra.

The grievance of the petitioner is that the representation filed by the petitioner for appointment on the post of Shiksha Mitra in pursuance of the Govt. Notification dated 27.02.2006 is not being considered by the respondents.

In view of the above, respondents are directed to decide the representation of the petitioner filed on 03.03.2006 in the light of the Govt. Notification dated 27.02.2006 and recommendation made by the Village Shiksha Samiti within a period of six weeks from the date of presentation of the certified copy of the order.

Writ petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

08.03.2006
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